MARK B. HANSON, ESQ. 1 Second Floor, Macaranas Building PMB 738, P.Ó. Box 10,000 Beach Road, Garapan Saipan, Mariana Islands 96950 Telephone: (670) 233-8600 (670) 233-5262 Facsimile: mark@saipanlaw.com E-mail: Attorney for Plaintiff 6 IN THE UNITED STATES DISTRICT COURT 7 FOR THE NORTHERN MARIANA ISLANDS 8 9 ZHAI LAN JIANG, CASE NO. CV 07-0035 10 Plaintiff, 11 VS. FIRST REQUEST FOR ADMISSIONS 12 HAN NAM CORPORATION, a Commonwealth of FROM DEFENDANT the Northern Mariana Islands corporation, 13 Defendant. 14 15 TO: HAN NAM CORPORATION, and its attorney of record, STEPHEN J. NUTTING 16 17 Pursuant to Rule 36 of the Federal Rules of Civil Procedure, PLAINTIFF hereby requests 18 admissions of the following statements of fact and genuineness of documents. Please produce 19 YOUR written responses to this Request and YOUR particularly stated written objection to a request, 20 if any, to Mark B. Hanson, Attorney at Law, located at the Second Floor, Macaranas Building, 21 Garapan, Saipan, Commonwealth of the Northern Mariana Islands, within thirty (30) days after 22 service of this Request on you. 23 **DEFINITIONS** 24 For the purposes of this Request for Admissions, unless otherwise indicated, the following 25 definitions shall be applicable: 26 27

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- 1. "YOU," "YOURSELF" "YOURS" or "YOUR" means HAN NAM CORPORATION, its subsidiaries, divisions or affiliates, and its partnerships and joint ventures.
 - 2. "PLAINTIFF" means ZHAI LAN JIANG.
 - 3. "or" means and/or. "and" means and/or. "each" means each and every.
- 4. "EMPLOYEE(S)" as used herein refers to any PERSON currently EMPLOYED by YOU, hereafter employed by YOU, or formerly employed by YOU. Unless otherwise specified herein, the term includes, but is not limited to: officers, directors, managers, agents, accountants, independent contractors, skilled and unskilled laborers, resident and NONRESIDENT WORKERS.
- 5. "EMPLOYMENT" or "EMPLOYED" or "EMPLOY" as used herein refers to the use or engagement by YOU of services or labor of any kind, regardless of the amount and/or manner of compensation for such services or labor, and regardless of the classification of such services or labor as independently contracted or otherwise.

INSTRUCTIONS

- 1. <u>DUTY TO INVESTIGATE</u>: In responding to this Request for Admissions, YOU must make reasonable investigation of the facts and circumstances relating to the statements of facts and genuineness of documents YOU are asked to admit. YOU cannot give lack of information or knowledge as a reason for failure to admit or deny unless YOU state that YOU have made a reasonable inquiry and that the information known or readily obtainable by YOU is insufficient to enable YOU to admit or deny the requested admission.
- 2. <u>DENIALS</u>: Pursuant to Fed. R. Civ. P. 36(a), a denial shall fairly meet the substance of the requested admission, and when good faith requires that YOU qualify an answer or deny only a part of the matter of which an admission is requested, YOU shall specify so much of it as is true and qualify or deny the remainder.

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3. <u>DUTY TO OBJECT OR EXPLAIN</u>: If YOU are unable to admit or specifically deny the statements of fact or genuineness of documents stated in this Request for Admissions, pursuant to Fed. R. Civ. P. 36(a) YOU must either object to the specific request, if objection is warranted, or YOU must explain why YOU are unable to admit or deny the requested admission. If an objection is made, the reasons therefore shall be stated. If YOU cannot admit, deny or object to a requested admission, YOU must set forth in detail the reasons why YOU cannot truthfully admit or deny the matter. If YOU consider that a matter of which an admission is requested herein presents a genuine issue for trial, YOU may not, on that ground alone, object to the requested admission.

4. EFFECT OF FAILURE TO ADMIT: Pursuant to Fed. R. Civ. P. 37(c)(2), if YOU fail to admit the truth of any matter and/or the genuineness of any document requested herein, and if PLAINTIFF thereafter proves the truth of the matter(s) and/or the genuineness of the document(s) YOU failed to admit, PLAINTIFF will apply to the court for an order requiring YOU to pay reasonable expenses incurred in making that proof, including reasonable attorney's fees. The court shall award such reasonable expenses, including reasonable attorney's fees, unless it finds that (A) the request was held objectionable pursuant to Rule 26(c), or (B) the admission sought was of no substantial importance, or (C) YOU had reasonable grounds to believe that YOU might prevail on the matter, or (D) there was other good reason for the failure to admit.

FIRST REQUEST FOR ADMISSIONS

- 1. Please admit that YOU had more than 14 and fewer than 101 EMPLOYEES in each of 20 or more calendar weeks in 2006.
- 2. Please admit that YOU had more than 14 and fewer than 101 EMPLOYEES in each of 20 or more calendar weeks in 2007.
- 3. Please admit that YOU, through YOUR managers, supervisors and/or other employees or agents, became aware in April or May 2004 that PLAINTIFF was pregnant.

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1	4. Please admit that YOU told PLAINTIFF not to return to work after December 8, 2004.		
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3	DATED this 25 th day of January, 2008.		
4	/s/ Mark B. Hanson	/s/ Mark B. Hanson	
5	5 MARK	B. HANSON	
6	6	Second Floor, Macaranas Building	
7	Beach Road, Garapa PMB 738, P.O. Box	Second Floor, Macaranas Building Beach Road, Garapan PMB 738, P.O. Box 10,000 Saipan, MP 96950 Telephone: (670) 233-8600	
8	Saipan, MP 96950 Telephone: (670) 23	Saipan, MP 96950 Telephone: (670) 233-8600	
10	E-mail: <u>mark@sa</u>	<u>ipanlaw.com</u>	
11	Attorney for Figure	Attorney for Plaintiff ZHAI LAN JIANG	
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